

I hereby certify that this correspondence is being sent by first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below

Dated: 10/12/04

Signature: Eileen Sheffield
(Eileen Sheffield)

1625

Docket No.: NY-HUBR 1203.2-Div
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Norbert Hofgen, et al.

Application No.: 10/081,642

Group Art Unit: 1625

Filed: February 21, 2002

Examiner: P. L. Morris

For: NEW HYDROXYINDOLES, THEIR USE AS
INHIBITORS OF PHOSPHODIESTERASE 4
AND PROCESS FOR THEIR
PREPARATION

OCT 19 2004

TECH CENTER 1600/2800

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P. O. Box 1450
Alexandria, Va. 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The undersigned certifies that each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart European application not more than three months prior to the filing of the information disclosure statement.

A copy of each reference on PTO/SB/08 is attached.

While the information and references disclosed in this Information Disclosure Statement may be "material" pursuant to 37 CFR 1.56, it is not intended to constitute an admission that any

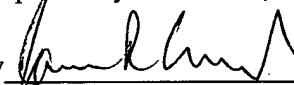
patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-0624, under Order No. NY-HUBR-1203.2-Cont A duplicate copy of this paper is enclosed.

Dated:

Respectfully submitted,

By 

James R. Crawford

Registration No.: 39,155

FULBRIGHT & JAWORSKI L.L.P.

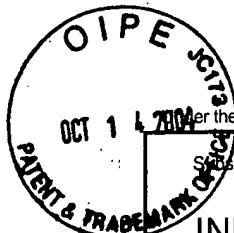
666 Fifth Avenue

New York, New York 10103

(212) 318-3000

(212) 318-3400 (Fax)

Attorneys for Applicant



PTO/SB/08B (10-01)

Approved for use through 10/31/2002, OMB 0651-0031

Approved for use through 10/31/2022. OMB Control Number 1250-0001.
U. S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Subject to a collection of information unless it contains a valid OMB control number.

OCT 1 4 2004

Under the Paperwork Reduction Act of 1995, no persons are required
to respond to or keep records of this form, except as required by law.
Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

1

1

1

Complete if Known

Substitute for form 1449B/PTO				Complete if Known	
				Application Number	10/081,642
				Filing Date	February 21, 2002
				First Named Inventor	Hofgen, et al.
				Group Art Unit	1625
				Examiner Name	P. L. Morris
Sheet	1	of	1	Attorney Docket Number	NY-HUBR 1203.2-CONT-US
(use as many sheets as necessary)					

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)			
	AA	WO-97/23457 A	7/3/97	Celgene Corporation	
Examiner Signature			Date Considered		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

¹ Applicant's unique citation designation number (optional). ² See attached Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the application number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.